## COUNCIL MEETING September 12, 2011

Present: Mayor Horn, Vice Mayor Alex Dias, Secretary Wayne Stover, Treasurer Robert Lightcap, Asst. Treasurer David Letterman, Sergeant Carl Hutson, Town Foreman Jeff Hurlock, Recording Secretary Melissa Knight, Town Solicitor Kathryn Garrison, Kimberly Schlichting (DEMEC), Sterling Enos, Sr., Howard Blackstone, Al Hill, Bob Botsford, Ron & Beth Cranmer, Russell & Timothy Johnson, and Bill Brockenbrough.

Mayor Horn called the meeting to order at 7:30 p.m.

Pledge of Allegiance was led by Sergeant Hutson.

A motion was made by Vice Mayor Dias to approve the Council Minutes in written form of August 8, 2011, 2<sup>nd</sup> by Secretary Stover. Unanimous vote.

A motion was made by Treasurer Lightcap to approve the Budget Meeting of August 8, 2011, 2<sup>nd</sup> by Vice Mayor Dias. Unanimous vote.

A motion was made by Vice Mayor Dias to approve the Treasurer's Report in written form, 2<sup>nd</sup> by Secretary Stover. Unanimous vote.

<u>Communications</u>: Secretary Stover read the invitation to the Dover/Kent County Metropolitan Planning Organization that will be held on September 15, 2011 at 10:00 a.m. located at the Kent County Administrative Complex, Room 221.

**Chief of Police**: No Report

<u>Town Foreman</u>: No Report. The town received approximately \$7,000.00 in damage caused by Hurricane Irene. Kent County Preparedness Office has asked the towns to submit the cost of the damages. The town would have to qualify for reimbursement for the cost of the damages. Hurricane Irene caused a power outage for approximately 400 residents for about four (4) hours and unfortunately another power outage for 20 residents for 12 hours. This was due to a tree falling on a line next to the Pheaston Development. Dave Ross and Roland Timmons were able to restore power after the wind died down from the hurricane. The Town of Clayton had minimal flooding. A pump was rented to assist in the sewage pump station during the hurricane. Council would like to thank Public Works for there efforts during the storm as well as the Police Department.

**Town Solicitor:** No Report

**Inspections & Enforcement**: No Report. Issuing 2 to 3 permits a month.

**Electric**: Vice Mayor Dias complemented the Public Works crew for the good job they did with Hurricane Irene in restoring the electric.

<u>Streets</u>: Receiving complaints about the curbing on Smyrna Avenue. Town Foreman Hurlock to follow-up with Ballard Builders regarding the curbing on Smyrna Avenue. This needs to be taken care of before winter.

The signage for Snow Removal was approved by the Street Committee at an earlier meeting this evening.

Water & Sewer: No Report

**Equipment**: No Report

**Personnel**: No Report

**Police:** No Report

**Budget:** Budget Meeting scheduled for October 10, 2011, at 7:00 p.m.

**DEMEC**: DEMEC Meeting scheduled for September 21, 2011 at Dover Downs.

**Board of Adjustments**: No Report

**Planning & Zoning**: No Report

Appeals Board (Bldg. Code): No Report

<u>UNFINISHED BUSINESS</u>: None

#### **New Business:**

**DEMEC Update:** Kimberly presented handouts to Council regarding the partnership between DEMEC and American Municipal Power (AMP). As of July 2011 DEMEC is the 129<sup>th</sup> member to join the public power partners of AMP. Including DEMEC, there are 59 participants in the AFEC Project. AFEC is a natural gas-fired combined cycle electric generating facility which will supply intermediate power to participating communities. Intermediate power is needed Monday – Friday during the 16 highest demand hours. (See Attached Documents)

**Lobby Hours**: (See Attached Documents) A motion was made by Vice Mayor Dias to accept closing the lobby at 4:30 p.m. Monday thru Friday giving the municipal clerks ½ hour to balance the cash drawer, back-up the system, and prepare the deposit for the following business day, 2<sup>nd</sup> by Treasure Lightcap. Asst. Treasurer Letterman opposes this recommendation because these duties were performed previously during business hours.

### 4 Councilmen were for the motion and 1 opposed the motion.

Letter from Planning and Zoning to adopt the map changes: Secretary Stover read the letter from the Planning and Zoning Commission. A Public Hearing will be held on October 10, 2011 at 6:30 p.m. regarding amendments to the zoning map.

#### **Public Forum:**

State Representative Quinn Johnson - The 8<sup>th</sup> District is still the biggest district in the state and a restructure of the district is in the works. He would like to thank the town officials and first responders for the efforts during Hurricane Irene. He would also like to take a moment to reflect on the terrorist attacks on September 11, 2001. Thank you to the first responders. We haven't had any issues to that degree here. Eco Development Plan for a 1 million square foot facility in Smyrna and Middletown are in the running for this facility. There were 12 other states involved. The 301 by-pass will affect the 8<sup>th</sup> District. It will not physically affect this area. It will though affect the Middletown area and the taxpayers. To complete this project it will take 3 years. To help residents to be more eco friendly and save energy, they may go to website energizedelaware.org. Councilman Letterman would like to know who is responsible for the ditch located on Main Street near Towne & Country. Rep. Quinn advised the Town Foreman to e-mail him the address and he would look into who is responsible for cleaning the ditch.

Sterling Enos, Sr. – A couple of weeks ago Mr. Enos and a couple of residents went to cut four (4) lots into Huntington Mills. He spoke with the Town Foreman for him to take a look at the properties that they had cut to see what they have done. Mr. Enos proposed to the Town Foreman that if the town would let him use the town's mower that he would cut the lots. Mayor Horn advised that this might be a liability issue if something happens. They would check into this. Mr. Enos wanted to know when the town was going to cut the lots again. Town Foreman said that public works would be going out and cutting these lots again in the next couple of days. Mr. Enos has concerns about the lots for next year that Huntington Mills will be in the same situation they are in now. It has been addressed many times that Huntington Mills is not the town's responsibility to maintain the street or the lots. The developer is in bankruptcy.

Al Hill – Asked about the Planning and Zoning amendments to the zoning map. Providence Crossing - 1/2 has been developed and the other ½ has corn growing in the field. With that said, is the zoning on the portion that is growing corn zoned residential or agriculture?

Treasurer Lightcap would like for everyone to know that Skip Carrow was admitted into the hospital over the weekend with chest pains. Council would like to express there thoughts and prayers to his family.

# Executive Session/Personnel-Legal: None

## Adjournment:

A motion was made to adjourn the meeting at 8:20 p.m. by Vice Mayor Dias,  $2^{nd}$  by Secretary Stover. Unanimous vote.

Recording Secretary,

Melissa Knight